

MERRITT WINS IN SPEAKERSHIP FIGHT

St. Lawrence Co. Man Named by Republican Assembly Caucus by Vote of 88 to 10 Over Charles A. Dana.

OLD GUARD TRIUMPHS FULLY

F. W. Hammond Selected as Clerk, After His Friend, Ray B. Smith, Withdraws Because of Assured Defeat by Strong Coalition.

(By Telegraph to The Tribune.)

Albany, Jan. 2.—With only the form of a fight, the Republican Assembly caucus to-night chose Edwin A. Merritt, Jr., of St. Lawrence County, as the party candidate for Speaker. He received 88 votes to 10 for Charles A. Dana, of New York, who headed a fight for the selection of a Speaker representing the views of the progressive element within the party.

For candidate for clerk the caucus chose ex-Assemblyman F. W. Hammond, of Syracuse. The vote for him was 60 to 33. He was opposed by the representatives of New York, Kings and Erie, who voted for John B. Cartwright, formerly Under Sheriff of New York County.

Ray B. Smith, ex-clerk of the Assembly, was an active candidate. His record, politically and as clerk, was such that even the political bosses whom he had served in other years refused to stand for him. Therefore he retired in favor of his faithful friend and close political associate, Hammond. The two are practically inseparable, and both think with Smith's mind. To complete the night's work Harry W. Haines, of Westchester, was chosen unanimously as the party candidate for sergeant-at-arms. He was defeated for the Assembly last fall.

Frank Young, in nominating Merritt, made a speech so apologetic in tone and so calculated to stir up rancor against "disturbers of confidence in public men" and those who "have attacked us all unjustly" that the rest of Merritt's friends writhed.

Dana's Speech in Marked Contrast.

In strong contrast was a frank speech by Mr. Dana, declaring that the election of Merritt would make a large element of the Republican party and those independent voters on whom Republicans must depend for Election Day success suspicious of the Republican control of the new Assembly.

All hope of defeating Merritt had been abandoned last night, when it was seen to be impossible to unite opponents on any one candidate. During to-day the fight looked so hopeless that no effort was made to hold anybody in line against him. Dana released men pledged to him, while others theretofore unpledged to Merritt rushed to him in a scramble to get on the band wagon and so procure good committee assignments.

And while it was all going on the "old guard" leaders of various political generations from Lou Pavin down to "Dan" Strobel stood around and grinned.

The real fight came over the clerkship—petty in title, but important in patronage and political possibilities. As Ray Smith ran the clerkship, it was virtually an autocracy. Assemblymen on the floor charged that Smith was more powerful than Speaker Wadsworth, and that no member's legislation could be passed if he opposed it. Merritt, to be sure, is no Wadsworth and Hammond is no Smith, but he will have Smith's brains and political sagacity constantly on tap. So for all practical purposes his election will be the election of Smith.

It was not until late to-night that Smith himself withdrew, when Erie County, New York and Kings representatives had refused to be parties to his selection and some of the Assemblymen had threatened to bolt the caucus.

Strange Opposition to Smith.

Strange to say, the state chairman, William Barnes, Jr., of Francis Hendricks, of Syracuse, Smith's old patron and boss, and George Aldridge, of Rochester, opposed Smith vigorously. They were inclined to support William H. Ten Eyck, of New York, an "old guard" man, who was not acceptable to a large element of the New York County organization. This was taken as an effort to handicap Samuel S. Koenig, president of that organization.

The situation was so disturbing just before the caucus that the leaders found it necessary to consult with Barnes, and in spite of the state chairman's announced policy to keep his hands off the result of that conference was that the word was passed around to make Hammond the candidate of the regulars. Smith withdrew his candidacy in favor of his friend Hammond before the caucus opened.

The balance of power seemed to be with Erie and Kings counties. The five members of Erie County early in the evening held a meeting, at which they decided under no consideration to support either Smith or Hammond. Their candidate was Henry Seilheimer, former assistant journal clerk of the Senate, but they agreed to abide by the result of conference of the New York and Kings County delegations, which lasted right up to the time of the caucus. Those delegations decided to present the name of John B. Cartwright. Ten Eyck withdrew his candidacy in favor of Hammond when it was found he could not be elected.

During the afternoon the Albany, Monroe, Oneida and Jefferson county men all decided not to support Smith, but had not agreed on any one candidate. These, with the Erie, Kings and New York men, totaled forty-six members against Smith, and it was known that there were sufficient scattering votes from other counties against him to make his election impossible.

The caucus itself was almost a routine affair. There was a large throng of

Rex Beach

The author of "The Barrier" has written a story of Alaska life that has humor, romance, and dramatic action. See "The Wag Lady" in the next Sunday Magazine of the

New-York Tribune

OPERATION FOR MME. CURIE

Noted French Scientist Has Acute Attack of Appendicitis.

Paris, Jan. 2.—Mme. Curie, the noted scientist, who received the Nobel prize for chemistry last month, is suffering from an acute attack of appendicitis. She was removed to a hospital to-night for an operation.

OUTRAGED THE MAURETANIA

Destroyer Mayrant Made Circles Around Fast Liner.

Newport, R. I., Jan. 2.—Naval officers here regarded as much interested in a feat accomplished in November last by the torpedo boat destroyer Mayrant in twice encircling the Cunard liner Mauretania while both vessels were at full speed. News of the incident only became public to-day.

The Mayrant was cruising off Nantucket when she sighted the swift transatlantic liner. The war craft was sent across the steamer's bows at a distance to assure safety, and was headed around the speeding liner until she had accomplished two complete circles.

Assuming that the Mauretania had been an enemy's cruiser, the torpedo boat destroyer would have been able to keep it within operating range at all times, naval officers say.

The Mauretania grounded in the Mersey on December 7 last, and will not be in service again until March next, the vessel's keel having been twisted and some bottom plates damaged.

SOCIETY YOUTH KILLS LYNX

Deweese W. Dilworth Finds It on Friend's Xenox Farm.

(By Telegraph to The Tribune.)
Lenox, Mass., Jan. 2.—Deweese W. Dilworth, son of Mr. and Mrs. Joseph R. Dilworth, of No. 22 West 55th street, New York, who was a holiday guest of Hildreth K. Bloodgood at Mepal Farm, in New Marlboro, shot a Canadian lynx on New Year's Day while hunting rabbits.

Mr. Dilworth found the lynx in a ledge of rocks when his rabbit dog came back to him and crouched at the hunter's feet. Mr. Dilworth shot the wildcat twice with a repeating shotgun. The cat had been poaching on the Mepal farm for a long time and had badly frightened the employees. It weighed twenty-five pounds.

CHANGE RELIGION TO WED

New York Couple Selects Parson Nearest to Station.

(By Telegraph to The Tribune.)
South Norwalk, Conn., Jan. 2.—Miss Sophie Bertha Larsen and Louis Stanley Judd, both of New York, who came to Norwalk this afternoon to be married, had three religious beliefs in as many minutes.

First they were Congregationalists, and would only be married by a minister of that denomination. When Herbert R. Smith, Town Clerk, told them that because of vacancies they would have to go two miles to get a Congregational minister, they promptly decided that a Baptist would do. Through a similar circumstance they had to go one mile to reach a Baptist. Then they switched to the Methodists, and when informed that there was a minister of this faith close by they were confident that that was their belief.

They were married and on their way back to New York in twelve minutes.

TO FLY ACROSS ATLANTIC

Atwood Expects to Reach Ireland in Thirty-eight Hours.

(By Telegraph to The Tribune.)
Boston, Jan. 2.—Harry Atwood, aviator, will attempt to fly across the Atlantic next spring. It was learned to-day from a man close to Atwood.

The plans for this remarkable trip have all been made. Atwood will leave from Newfoundland, and, if successful, land in Ireland. He will follow the path used by ocean liners, and figures that the trip will take about thirty hours.

A special hydro-aeroplane for the trip has been designed, and it is reported that the order for its construction has been placed with the Burgess company at Marblehead. The new aeroplane will be of 150 horsepower, against the thirty horsepower of Atwood's present hydro-aeroplane.

The distance from Newfoundland to Ireland which Atwood has marked out is 2,450 miles. His machine will easily travel sixty-five miles an hour, so that if nothing goes wrong he can finish the flight in thirty-eight hours.

Atwood will carry all the food necessary during the trip in his pockets. He plans to have specially made condensed food tablets. A few ounces will be on the way for the time he will be on the way.

GIRLS SAVE YOUNG SKATER

Effect Rescue by Forming Human Chain and Using Stick.

(By Telegraph to The Tribune.)
Panbury, Conn., Jan. 2.—The bravery of his two girl companions on a skating trip saved Harold Kirch, sixteen years old, from drowning to-day, when the ice broke on Old Mill Pond here. Kirch had been skating with Ruth Kirby and Ruth Wilkinson, both about his own age. He and his companions were alone on the pond and a wide strip of ice separated the girls from the place where the boy was struggling in the water, which was twelve feet deep.

Kirch was becoming exhausted, and there was no time to summon aid, so the girls threw themselves face down upon the ice and made her way toward him, while Miss Wilkinson clung to her back to support her. In this way they managed to shove the end of a hockey stick to Kirch and finally to draw him to safety.

HYDE'S TRIAL STAYED BY BROOKLYN JUSTICE

Luke D. Stapleton Orders That Hearing Await Decision on Motion of Change of Venue.

SURPRISE FOR PROSECUTOR

Whitman Calls "Action Unprecedented"—"Tilden Affidavits," Like Those of Israel Tilden, in Sullivan Bank Case.

Justice Luke D. Stapleton, in Brooklyn, played a trump for the Hyde forces yesterday in the game to bring the former City Chamberlain and Mayor Gaynor's intimate to the bar of justice in New York County. His order staying the trial of Charles H. Hyde for bribery until after Justice Lehmann passed upon Hyde's motion for a change of venue reminded habitués of the Criminal Courts Building of Governor Dix's message to District Attorney Whitman, delivered by Stephen S. Baldwin, almost exactly a year ago, ordering the District Attorney to consult freely with the Attorney General and be guided by the latter's advice in his investigation of the whole Carnegie Trust scandal.

In both cases the surprise came from outside the county.

Justice Stapleton not only forbids the District Attorney to proceed with Hyde's trial, set down for January 2, but he forbids Justice Vernon M. Davis, sitting in the January term of the Criminal Branch of the Supreme Court from hearing the case pending Justice Lehmann's decision. In other words, it is the order of a Supreme Court justice outside the county tying the hands of one inside who is thoroughly familiar with all the circumstances surrounding the Hyde case, not only because he presided over the Reichmann and Cummins trials, but because he presided over the Criminal Branch when the indictments against Reichmann, Cummins and Hyde were returned by the grand jury he had charged.

"So far as I know," said District Attorney Whitman yesterday, "the action is unprecedented."

Declines to Discuss the Case.

Justice Stapleton, when told last night of the District Attorney's remark, said: "I filed my decision in writing, and cannot enter into any discussion with the District Attorney or any one else about it."

The copy of the interesting document served on the District Attorney in the morning was dated January 1, 1912. Hyde appeared before Justice Stapleton in person to make the application. As the District Attorney had no intimation of the move he naturally had no one present to oppose the motion. The former City Chamberlain, in his affidavit accompanying his request for a stay, recounted in brief his reasons for asking a change of venue, referring to the series of affidavits collected for him by Israel Tilden, Jr. The affidavit said:

Since the service of the papers on the motion to change the place of trial the newspapers have published the motion papers, together with alleged interviews of the District Attorney and stories to the effect that perjury and subornation of perjury were suspected in connection with the said motion.

On my behalf, a man was sent through the city to ascertain, so far as possible, the condition of the public mind. Upon his report, together with the reports of citizens expressed to me, I am convinced that a prejudice against me has been created in the public mind and that it is so strong that even in the case of evidence in my favor it would be almost impossible to secure a fair and impartial trial in this county.

Justice Stapleton criticized the District Attorney for not postponing the trial until after Friday, the day set for argument before Justice Lehmann on the motion for a change of venue, and in justification of a stay he said further:

He (Hyde) shows that for many months, prior and subsequent to the indictment, by relevant language and obnoxious caricature, a powerful, widely circulated, earnest, read, ingenious and enterprising press has created in the public mind a prejudice against me, and that it is so strong that even in the case of evidence in my favor it would be almost impossible to secure a fair and impartial trial in this county.

Israel Tilden's Affidavits.

An examination of the records in the case of David A. Sullivan, president of the Union Bank, of Brooklyn, indicted for signing a false report to the State Banking Department, shows that an Israel Tilden acted in the same capacity for Sullivan that Israel Tilden, Jr., did for Hyde, as a collector of derogatory opinions. Sullivan asked Justice Kapper, in Brooklyn, for a change of venue in the latter part of last October, a request that was refused, and filed with his motion papers an affidavit signed by Israel Tilden, quoting some 200 citizens by name to the effect that Sullivan should be "hung," "strung up" and so on, calling him a "crook," "thief" and "grafter."

Tilden quoted Charles Keesman, of Adams street and Myrtle avenue, Brooklyn, as saying about Sullivan, "He is a crook and ought to be in Sing Sing." Other specimen opinions appearing in this affidavit are:

William Gentles, of Seavilles, Coney Island: "He is a highway robber and the worst crook of them all." Edgar Cummins, No. 100 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Haslam, No. 432 Lewis avenue, Brooklyn: "A thief and a dirty crook." Mr. Plim, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Lyons, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Meyer, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Morris, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Smith, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Jones, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Brown, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. White, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Black, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Green, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Gray, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Blue, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Yellow, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Purple, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Pink, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Red, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Orange, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Olive, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Silver, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Gold, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Iron, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Steel, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Copper, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Lead, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Zinc, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Tin, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Nickel, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Cobalt, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Manganese, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." Mr. Magnesium, No. 141 Fulton street, Brooklyn: "He is a crook and ought to be in jail." 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